

May 10, 1989

LB 767

Journal.

PRESIDENT: Senator Hartnett, please.

SENATOR HARTNETT: Mr. President and members of the body, my amendment is found, as the Speaker or the Clerk said, it's on page 2081. And all it says is a lottery operator shall be a resident of Nebraska or, if a partnership or corporation, shall be organized under the laws of this state as a partnership and corporation under the laws of the state. And I think the reason for doing this, in the past we have had...and I guess we have had lottery issues since I have been in the Legislature, five years, and so forth, and simply in other past legislation we have deal with this. We say the people have to be a resident of the state and that's simply what this amendment does, that they have to be...to operate a lottery they've got to be a resident of the state in order...if it's a corporation or a partnership operating. So I think it's good...good intent legislation that they are a citizen of this state. So, with that, I would ask for support of this amendment.

PRESIDENT: Thank you. Senator Schmit, please, followed by Senator Hartnett and Senator Smith.

SENATOR SCHMIT: I have no objection to the amendment. It probably is unconstitutional but that doesn't stop us from passing it anyway. And it's a good try anyway.

PRESIDENT: Thank you. Senator Smith, please.

SENATOR SMITH: Thank you, Mr. Chairman. I would just rise to say that I support this amendment. It sounds like it makes sense to me although I have a concern now if Senator Schmit says it may be unconstitutional. I certainly don't want to have to provide some more money for the attorneys in here. Thank you.

PRESIDENT: Senator Hartnett, would you like to close, please.

SENATOR HARTNETT: Waive.

PRESIDENT: The question is the adoption of the Hartnett amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of Senator